

City Council Special and Regular Meetings, April 25, 2000

Twin Pines Senior and Community Center, 1223 Ralston Avenue

**SPECIAL MEETING: 6:00 P.M.**

**CLOSED SESSIONS**

A. Conference with Legal Counsel, on going litigation, pursuant to Government Code Section 54956.9

1. Eakin vs. City of Belmont, San Mateo Superior Court Case #409126

B. Conference with Legal Counsel, anticipated litigation, pursuant to Government Code Section 54957.8

1. 2 cases

Attended by Councilmembers Warden, Hahn, Wright, Rianda, Cook, Interim City Manager Lewcock and City Attorney Savaree. City Clerk Kern was excused from attending.

**Adjournment** at this time, being 6:30 P.M these Closed Sessions were adjourned.

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Meeting not tape recorded

Kathy Kern

Belmont City Clerk

**STUDY SESSION –6:30 P.M.**

**Discussion and direction to select Executive Search Consultants for the Planning and Community Development Director and City Manager recruitment.**

**Ms. Peckman.** DMG Maximus, Sacramento, reviewed the process their firm would follow with this recruitment process. She outlined the steps for involving community groups to get feedback regarding the qualities they consider essential in a City Manager. She said she could then provide the Council with a verbal presentation from these meetings.

Interim City Manager Lewcock explained that it would be important to maintain confidentiality in the final selection process so that the pool of candidates was not limited.

In response to C. Rianda, Ms. Peckman stated she would rather spend time doing an outreach of the whole state, than look for a local candidate.

Interim City Manager Lewcock stated that Council should give clear direction to the Search Firm about the compensation package, so that all candidates know what benefits were offered.

In response to Council questions, Ms Peckman stated that assessment centers for the City Manager position, were not effective tools.

Interim City Manager Lewcock stated that the Council may want to consider having the candidates interviewed by Department Heads, and use the psychological assessment for the final candidates. He noted that it was valuable to expand the profile to Department Heads and representatives of the community because it provided Council addition information to use for the final profile.

In response to Council questions, Interim City Manager Lewcock stated that if the Planning Director and City Manager search was done parallel, a City Manager could be appointed and be involved in the process for choosing the Planning Director. The other option would be to sequence the search for the Planning Director for a month later, which would provide flexibility to the schedule in case something slowed down the process.

Interim City Manager Lewcock stated that the Council may want to give consideration to building an Assessment Center into the process for the Planning Director.

**Ms. Peckman** stated that her firm would be ready to begin the search in about a week and within 90 days the Council could expect to start interviewing candidates. She said the first meetings she would set up would be with the community focus groups.

**Adjournment** at this time, being 7:00 P.M. this Meeting was adjourned.

Kathy Kern

Belmont City Clerk

Meeting tape recorded

Tape No. 462

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**Discussion and direction regarding the Fox Community Playground.**

Parks and Recreation Director Mittelstadt stated that at the Joint Meeting with the Belmont /Redwood Shores Elementary School District it was decided to bring this issue to a close with a contribution toward playground equipment at the Fox School site. He said once a concept had been decided on, then discussions with the School District could take place.

City Attorney Savaree stated that the court would be unconcerned with what was decided by the two parties. She said the City and the School District needed to agree jointly on a concept. She explained that conditions for the use of the funds could be written into the agreement.

C. Hahn said she thought it was agreed that no conditions would be put on the funding and the School District would be allowed to do whatever they felt was appropriate for the availability of the community. She said the City could request the funding be targeted for a tot lot to replace what had been on the property.

C. Wright stated that the discussion from the audience indicated that they were interested in play equipment on that site.

C. Hahn and Rianda suggested that the two Attorney's work out verbiage that would reflect the desire of Council to have a recreational purpose, but allow the School District the flexibility on how they apply the recreational activity on the site.

Parks and Recreation Director Mittelstadt stated that a tot lot had been lost and the community would have tangible results if this was replaced.

C. Warden stated he wanted to give the School District full authority over the decision making process on what to put there and have the City step out of the arrangements.

Parks and Recreation Director Mittelstadt reported that they were installing tot lot equipment at another site for a total of \$25,000 with no grading involved.

Council discussion ensued. They concurred to have staff draft an agreement to include a commitment of \$20,000, for a tot lot for the 2-5 age group, to be available during non school hours.

**Adjournment**– at this time, being 7:15 P.M., this meeting was adjourned.

Kathy Kern

Belmont City Clerk

#### **Meeting Tape Recorded**

Tape No. 462

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#### **REGULAR MEETING - 7:30 P.M.**

#### **ROLL CALL**

COUNCILMEMBERS PRESENT: Warden, Hahn, Wright, Rianda, Cook

COUNCILMEMBERS ABSENT: None

Staff Present: Interim City Manager Lewcock, Public Works Director Curtis, Principal Planner de Melo, Finance Director Fil, Police Chief Goulart, Fire Chief Jewell, Parks and Recreation Director Mittelstadt, Human Resources Director Kushon, City Attorney Savaree, City Clerk Kern.

Others Present: City Treasurer Mason, Jr.

#### **REPORT FROM CLOSED SESSION**

Mayor Cook announced that a settlement had been reached for Closed Session A and the agreement would be available in the City Clerk's office after tomorrow. She reported that direction was given but no action taken in Closed Session B.

## **PUBLIC/COUNCIL COMMENTS**

**Mr. Lawhern**, 408 Hiller Street, Belmont Historical Society, thanked Council for their continued support. He distributed pictures of the carriage they purchased with the funding from the City. He reported the program "Belmont Then and Now" would be premiering at the Arts and Wine Festival and would be available in the History Room. He displayed a copy of the reprinted history book and explained that one dollar of the proceeds would be used to fund activities for the 75<sup>th</sup>.

**Mr. Lawhern** stated that the Council had made an excellent selection on the Interim City Manager and said he was looking forward to working to pull the Community together to get the City back on track.

**Mr. Blasco**, 2711 Ponce Avenue, expressed his concern about the deterioration of Ralston Avenue from Continental/Cipriani to Alameda. His other concern was about a street drain on the NE corner of Ralston/Cipriani that had been left in a hazardous condition since January when City crews put up barricades. Mr. Blasco said he thought that if the barricades were taken down in the Hallmark area, the traffic from San Carlos would be diverted from our streets.

Mayor Cook requested that City Clerk Kern report this concern on a Council Action Form and deliver it to the appropriate Department for follow up. She requested that Mr. Blasco receive a response to his concern.

**Ms. Purcell**, 1081 Granada, stated that other cities were getting serious about energy conservation and at one of the events she attended for Earth Day, one City had given away energy efficient light bulbs. She said she would like the City to keep this in mind for energy conservation within the City.

Ms. Purcell requested information on our electric car program.

Ms. Purcell announced the Town Hall meeting with Senator Byron Sher on Thursday evening in the Twin Pines Senior and Community Center and invited everyone to attend.

Ms. Purcell requested that Council pull Consent Calendar item 4-J so she could make comments.

Mayor Cook requested that City Clerk Kern fill out a Council Action form regarding the question on the electric car program, and requested that Ms. Purcell be provided information from staff.

**Mr. Metropulos**, 835 Laurel Street, stated that Economic Development Coordinator Woepke had resigned. He listed the programs she had been involved in the past year and thanked her for her hard work on behalf of the City.

He complimented the Council for their choice of Interim City Manager and thanked C. Warden for proposing a traffic study for Ralston Avenue.

Mr. Metropulos thanked Mr. Lawhern for working with his class at Central School to make this multi-media program on Belmont a success.

He said he hoped that the City was moving forward with televising Council meetings.

**Mr. Pantano**, 1601 El Camino Real, read a letter from his Attorney regarding the actions of C. Warden on Monday, April 24<sup>th</sup> in Mr. Pantano's office. (Letter on file in the Office of the City Clerk).

C. Warden thanked Mr. Pantano for clarifying his position, and stated that it was never his intention to harass or accuse Mr. Pantano of any wrong doing.

C. Wright reported that he would attend the Transit Summit on Friday and would be happy to represent the Council.

C. Warden stated he would be at the Sustainable San Mateo Town Hall Meeting on Wednesday and he and C. Wright had agreed to share their information with the rest of the Council.

C. Rianda stated that the Public Works Director Curtis would also be attending the traffic summit on Friday.

**Mr. Pantano** reported that C. Warden had gone to another local office on Tuesday and had offered a reward for the name of the parties responsible for the publication of the Waldo newsletter. He said he did not think an elected official should be investigating these issues.

C. Cook thanked Parks and Recreation Director Mittelstadt for serving as Acting City Manager for a short time.

### **AGENDA AMENDMENTS**

Mayor Cook announced that 4-D, (City Contract No. 406); 4-I (DMG Maximus); 4-J (Safe Routes for School program) would be removed from the Consent Calendar for separate discussion.

### **CONSENT CALENDAR**

**Approval of meeting minutes:** Special and Regular Meeting Minutes for March 28, 2000; Special Jt. Council/Belmont/Redwood Shores Elementary School District Meeting March 30, 2000; Special Meeting Study Session Goal Setting April 3, 2000; Special Jt. Council/Finance Commission Meeting April 6, 2000; Special and Regular Meeting April 11, 2000.

**Approval of Warrant List Dated:** April 6, 2000 in total amount of \$134,734.05 and dated April 13, 2000 in total amount of \$69,485.36.

**Written Communication** 1). Letter from San Mateo Co. Pre-Hospital Emergency Medical Services Group selected as the Grand Prize recipient for the 2000 California Cities Helen Putnam Award for Excellence in the Public Safety Category; 2). Rec. 4/12 Jt. Reply comments of San Diego Gas & Electric co. (U 902-E), S. Cal. Edison, ORA & TURN on the proposed decision of ALJ O'Donnell, Rulemaking 96-11-004; 3). Rec. 4/17 Request for extension on Docket #96-09-045 Report on System Reliability from Pacificorp to the PUC; 4).Rec. 4/17 re: Pacificorp's (U-901-E) Report on System Reliability as required by D.96-09-045 A. 94-12-005/I.95-02-015; 5). Notice of Changes in proposed gas rates from PG&E.

**Resolution No. 8727** approving a Permanent Encroachment Agreement for the construction of a Keystone Retaining Wall and Two Concrete Steps within the public right-of-way at 2110 Lyon Avenue. (Owner M/M Sandoval, APN# 044-012-090)

**Resolution No. 8728** authorizing payment for Change Order No. 89 for an amount Not to Exceed \$191,202.00 for changes in job specification for ballast, Ralston/Harbor/Holly Grade Separation Project, Phase B, Kiewit Pacific Corp., City Contract No. 330-B.

**Resolution No. 8729** approving an Encroachment Agreement between the City of Belmont and Winstar Communications of California, Inc. (Winstar) for the installation of Fiber Optic Network Facilities within the Public Right-of-Way. (Southern section of OCR)

**Resolution No. 8730** authorizing the City Manager to execute a Professional Service Agreement with DMG-MAXIMUS to perform a Master Fee study and Cost Allocation Plan Review. (NTE \$50,000)

**Resolution No. 8731** authorizing the Police Chief to destroy certain records after having received approval of the City Attorney.

**Resolution No. 8732** of Appreciation for M. Malekos, for outstanding public service on the Finance Commission.

**Resolution No. 8733** of Appreciation for M. Feldman, for outstanding public service on the Finance Commission.

**Resolution No. 8734** of Appreciation for E. Stuller for outstanding public service on the Finance Commission.

**Resolution No. 8735** appointing/reappointing B. Ledoux (2003) and D. Sepah Mansour(2002) as Finance Commissioners.

**Motion** to add a public member to the Library Task Force.

**Resolution No. 8736** authorizing an agreement with Thomas F. Lewcock as Interim City Manager.

Consent Calendar adopted as amended. Moved by C. Warden, seconded by C. Hahn, and approved unanimously, by show of hands.

**Consideration of Resolution authorizing advertising for sealed bids for City Contract No. 406, Ralston Avenue Sanitary Sewer Improvement Project.**

C. Rianda stated her concern about the start time for this project and asked if it could be amended to 7:00 A.M.- 4:00 P.M. so the neighbors would not be upset by this early morning noise.

Public Works Director Curtis stated he would adjust the hours in the construction documents to reflect this time change.

**Action:** on motion by C. Rianda, seconded by C. Hahn, and approved unanimously, by show of hands to adopt:

**Resolution No. 8737** – authorizing advertising for sealed bids for City Contract Number 406, Ralston Avenue Sanitary Sewer Improvement Project. (following modification of construction hours – 7 A.M.-4 P.M.)

**Consideration of Resolution engaging Executive Search Firm to conduct a recruitment for a Planning and Community Development Director and City Manager.**

Human Resources Director Kushon explained that the staff was awaiting direction from Council to either engage the services of the Search Firm DMG MAXIMUS , Inc., interviewed earlier, or provide direction to look for another Search Firm for the recruitment of the Planning and Community Development Director and City Manager.

**Action:** on motion by C. Wright, seconded by C. Rianda, and approved unanimously, by show of hands to adopt:

**Resolution No. 8738** -selecting an Executive Search firm for the purpose of conducting Executive Recruitments for a Planning & Community Development Director and a City Manager. (DMG MAXIMUS , Inc - \$33,000.base fee and

direction to stagger the search by one month for the Planning Director).

**Consideration of Resolution authorizing the filing of applications for Safe Routes to School Program funding with the California Department of Transportation (Caltrans) for three projects: a US Highway 101 Bicycle/Pedestrian Bridge Project in the amount of \$300,000, committing the necessary local match for the project in the amount of \$50,000; 1). School Areas Traffic Calming Demonstration Projects in the amount of \$200,000, committing the necessary local match for the project in the amount of \$25,000; and Ralston Middle School Safety and Congestion Upgrades in the amount of \$160,000, committing the necessary local match for the project in the amount of \$20,000, and stating the assurance of City of Belmont to complete the projects**

**Ms. Purcell**, 1081 Granada, stated that she wanted to commend the City for their support of the Safe Routes to School program.

**Action:** on motion by C. Warden, seconded by C. Hahn and approved unanimously, by show of hands, to adopt:

**Resolution No. 8739** – authorizing the filing of an application for safe routes

to school program funding with the California Department of Transportation (Caltrans) for two projects: 1). A US Highway 101 Bicycle/pedestrian bridge project in the amount of \$300,000, committing the necessary local match for the projects in the amount of \$50,000, 2). School areas traffic calming demonstration projects in the amount of \$200,000, committing the necessary local match for the project in the amount of \$25,000; and , 3). Ralston Middle School safety and congestion upgrades in the amount of \$160,000, committing the necessary local match for the project in the amount of \$20,000; and stating the assurance of the City of Belmont to complete the projects.

## **OLD BUSINESS**

**Consideration of amending scope of services with Curtis Williams for Planning Consulting Services to complete City of Belmont Annexation Projects.**

City Attorney Savaree explained that at the last meeting the Council requested the scope of services with Mr. Williams be brought back for reconsideration.

C.Hahn asked Mr. Williams what he thought the best approach would be in working with the Harbor Industrial Association.

Planning Consultant Williams explained that he could provide technical support and suggested that the Council may want to have him assist them during these proceedings. He said he had a Planning background and worked with groups in this type of situation. He said that the first meeting with City Manager Westman, Mr. Jones, and Parks and Recreation Director Mittelstadt was well received and questions were answered regarding the process. He noted that Mr. Jones indicated he did not want to enter into any negative discussions regarding the State legislation, and the City took that position as well. Mr. Williams stated that he thought the Harbor Industrial Association was in favor of having him work on the issues. He said he had done a lot of research on the HIA issue and was current with the events leading up to the annexation.

In response to C. Warden, Mr. Williams explained that he had developed a chronology on these issues and would be happy to share it with the Council.

Mr. Williams said he would be interested in finding out what San Carlos had done in the way of land use and Planning regulation modifications. He said the land owners were favorable to these benefits that San Carlos had offered.

C. Rianda said she was in favor of the current contract and agreed with Mr. Jones that our proceeding needed to be open and above board regarding this issue. She said she would like to meet with Mr. Williams to share information regarding this issue.

Mr. Williams said he would arrange meetings with Council to provide them with background on the HIA issue.

Council concurred to have Mr. Williams continue to work on these annexation matters with his present contract.

**Consideration of Resolution in support of mutual cooperation between the City of Belmont and the Harbor Industrial Association.**

Mayor Cook stated that this Resolution was in response to a Resolution that had been adopted earlier by the Harbor Industrial Association.

**Action:** on motion by C. Rianda, seconded by C. Warden, and approved unanimously, by show of hands to adopt:

**Resolution No. 8740** –regarding a mutually agreed upon annexation process with the Harbor Industrial Association.

**Consideration of Ordinance amending Chapter 5, Article II Animal Control Ordinance.**

City Attorney Savaree reviewed the changes she had made to the Ordinance and discussed the various amendments that had been suggested by 4-H and Council. She said they did not include a permitting process because the City was moving away from limiting the number of animals and focusing on the sanitary conditions. She said it was appropriate to deal with sanitation as a code enforcement issue.

In answer to C. Cook, City Attorney Savaree stated that a complaint about the selling of animals commercially would be handled through the Community Development Department for investigation. She said that if the investigation was unsatisfactory, the complaint would be sent to the City Attorney for legal action.

**Mrs. Mercer**, 2535 Somerset Drive, representing 4-H, stated that this rewritten ordinance appeared to be more appropriate and workable than previous versions. She indicated that the 4-H found the language regarding the 20ft distance requirement for coops, hutches or cages excessively restrictive. She explained that if this requirement were enforced, most coops or hutches would end up in the center of the back yard and could be more objectionable to the neighbors. She said they would like this provision removed, but retain the wording "not less than 20ft from a dwelling".

In response to C. Warden, Principal Planner de Melo reported that the set back for accessory structures was 5'-6' minimum.

Mrs. Mercer explained that most 4-H families would prefer to have the structure next to the garage to protect the animals from roaming wildlife.

C. Hahn said it seemed reasonable to eliminate the wording that restricted structures from being constructed next to the homeowners residence or garage.



In response to C. Rianda. Mrs. Mercer stated that there was a provision built into the Ordinance regarding sanitation and enclosure issues, so that the nuisance impact was addressed and limitations were not put on the number of animals.

C. Rianda stated that noise was not addressed in this ordinance and wondered how this could be regulated. She said 20 animals could be very noisy in a neighborhood. She wondered if a compromise could be reached and still have successful projects.

Mrs. Mercer said appropriate language could be added to address noise to regulate these animals. She said there was a variance in the types of animals and the impact on the neighborhood and she would not like the number restricted.

C. Rianda asked what would determine a sanitary nuisance and how was this measured?

Mrs. Mercer said they had recommended calling in outside entities, such as the Farm Bureau to help determine the nuisance.

City Attorney Savaree stated that this language was not included because she felt it would make enforcement more difficult and slow down the enforcement process.

C. Rianda asked for this third party option to be included in this ordinance.

C. Warden stated that neighbors could use the Conflict Resolution approach rather than having the City regulate it.

City Attorney Savaree stated that she had the neighbors document nuisances which had been very successful in court.

**Mrs. Purcell**, 1081 Granada, stated that she agreed with Mrs. Mercer and said people with small yards would be penalized and would not be able to have animals for 4-H projects.

City Attorney Savaree stated that it had been suggested that fences used to keep goats in, should have signage that indicated if they were electrified.

In response to C. Rianda, Mrs. Mercer reported that they had made a distinction between adult animals and baby animals. She reviewed the process a 4-H member went through to breed perfect show animals. She indicated that it was a very short breeding period before most of the baby animals were moved out or kept.

C. Warden said he was not concerned about the number of animals and would like to have the structure set back subject to the accessory structure guidelines. He said he would also eliminate the 20ft setback to the dwelling so people could have pens or coops adjacent to the garage.

**Mrs. Bushue**, 2243 Semeria, Community Leader 4-H, explained that the only time a large number of juvenile animals were kept was right before the Fair. She reviewed the short process that they went through in the months before they were moved to the farm.

Council concurred to have language added to the ordinance that would have pens and coops regulated by the setback requirements for accessory structures; excessive noise would be prohibited; signage on electrified fences would be required, and no roosters over four months would be permitted within the City.

**Action:** on motion by C. Wright, seconded by C. Warden, and approved unanimously, to Introduce Ordinance by title; waive further reading; and continue to May 9<sup>th</sup>, for second reading and adoption.

At this time, being 9:20 P.M. this meeting was recessed.

At this time, being 9:30 P.M. this meeting was resumed.

## **BOARD, COMMISSION, COMMITTEE UPDATES, AND STAFF REPORTS**

### **Grade Separation Report**

Public Works Director Curtis explained that this report indicated progress was at 97% and the punch list was being completed. He noted that extra work needed to be done that was over and above the time of completion for the project. He explained that he and staff had held several meeting with the Transportation Authority to resolve some of the outstanding issues and he felt that the progress was being made. He explained some of the issues included extra costs driven by the Joint Powers Board, and the Fire Station. Public Works Director Curtis said they provided information to the Transportation Authority staff to help them understand why this was a necessary expenditure for this project. Public Works Director Curtis stated that he thought they had reached a good understanding on the outstanding land issues from Phase A.

C. Cook asked when the retaining walls would be completed at the Village Center.

Public Works Director Curtis explained that the Blockbuster wall was under construction now at a cost of \$28,000. The other wall would cost \$80,000 because of the type of wall needed for the site. He said there were two pieces of the wall, one was the concrete wall and the other had an architectural feature. He said he had not seen the plans for the fascia wall yet, so he could not estimate when it would be finished.

In response to C. Warden, Public Works Director Curtis replied that the Redevelopment Agency would pay for the second part of the wall. He said it was his understanding that there would not be any lettering on the wall.

Planning Commissioner Purcell reported that the Planning Commission felt it would be better if the City had control over the aesthetic appearance of the wall and had chosen a high quality stone.

Principal Planner de Melo stated that the lettering was removed from the wall so it would not detract from the stone work.

Planning Commissioner Purcell stated there was concern that if lettering was added to one wall, Blockbuster may want to put lettering on the other wall.

In response to C. Rianda, Planning Commissioner Purcell stated that the wall that was chosen was different from the original design the Council had approved early on in the project.

C. Hahn said it was her recollection that early discussions with the developer indicated that the name Village Center would appear on the wall.

C. Wright stated that he had attended the Planning Commission meeting and they had tried to create a consistency for the walls. He said there was a strong consensus to keep the walls clean and neat.

Planning Commissioner Purcell stated that Mr. Irmer had been present at one of the meetings and did not raise any objections to the design.

Public Works Director Curtis stated that Caltrans would not give permission to construct the wall in the right of way and that was why these walls were on the developers property.

### **Direct Access/Ralston 101 Report**

Public Works Director Curtis stated that the environmental reports were being reviewed by Caltrans. He thought the City would be allowed to move into the design phase in June.

### **Traffic Calming Committee Update**

Public Works Director Curtis reported that traffic calming devices were being discussed for various

locations by the Task Force. He explained that one idea being discussed was a narrow

median for portions of Hastings Drive that would channelize the traffic and would prevent cutting

corners. He said he thought the final report and recommendation would be coming to Council in

June.

At this time, being 9:50 P.M., C. Warden left the meeting.

At this time, being 9:52 P.M., C. Warden returned to the meeting.

### **MATTERS OF COUNCIL INTEREST/CLARIFICATION**

#### **Discussion and direction regarding public spaces at Ralston/Old County Road. (train station plaza design and lot). (Cook)**

C. Cook stated that she had been approached by numerous citizens who were interested in planning the public spaces at the Grade Separation. She said she would like staff to suggest a plan to Council for the aesthetic portions at the train station. C. Cook stated that a letter had been received from Mrs. Barbagalatta with some ideas that had been discussed for these areas.

Public Works Director Curtis stated that he thought this project would be ready next summer.

Interim City Manager Lewcock suggested that staff come up with perimeters for developing a process, timeframe, and names of interested citizens to be included. He said that this tentative work plan be considered by Council at a later time for comments and suggestions, including altering the timetable.

**Mr. Lawhern**, 408 Hiller Street, stated he agreed with this process and said he had been working behind the scenes on this project for the last three years. He thanked Public Works Director Curtis for preserving the 1850 cistern throughout the Grade Separation project. He said they were looking forward to coming up with a plan to highlight this feature with a plaque for Angelo's Corners.

C. Rianda said that one idea had been to construct a kiosk built with materials from the old building.

Mr. Lawhern said it was his goal to have pieces of the facia from the 1870 building added around the outside like they had on the old Pink building .

C. Cook said she wanted to involve as many stakeholders as possible in this process to design this public piece of property.

**Discussion regarding adhering to Council protocols in regard to Public Comment section of the agenda.(Hahn)**

C. Hahn distributed a copy of the protocols regarding Public Comment and stated that two Councilmembers had not been on Council when they were adopted. She reminded everyone that one of the protocols indicated that no new items would be considered after 10:30 P.M. which had caused concern because some time sensitive items had to be delayed. She said she thought speakers should be allowed no more than the allotted 2 minutes during the public comment section.

In answer to C. Warden, Interim City Manager Lewcock stated that they had no controls over the public content at their meetings. He explained the procedures they had used and stated that they had a section at the end of the meeting for general announcements. He said the logic was to deal with the issues on the agenda first and the issues that come off the floor later.

C. Cook said this was a guideline, and when there were a lot of speakers, she requested that they adhere to a time limit. She said she felt Council should listen to the public.

C. Rianda said no one wanted to cut off public comment, but citizens that were waiting should be heard. She wondered if a compromise to continue the public comment section to the end of the agenda, so items could be heard in a timely fashion.

Council discussion ensued and they concurred to agendize this protocol issue for a future meeting for discussion.

**Discussion and direction regarding City response to Measure A Extension.(Rianda)**

- C. C. Rianda said that she would like to have this on the next agenda to consider making comments to
- D. the Transportation Authority about the components of the Measure A presentation.
- E. C. Cook stated that it was her understanding that the Board of Supervisors may table this issue and
- F. it would be moot.
- G. C. Rianda said the Transportation Authority came back with a list of projects to CMAC and it was
- H. moving forward, so she thought our concerns should be considered.

Mayor Cook agreed to put this on as a placeholder for the next meeting.

**Discussion on discussion items (Wright)**

C.Wright stated that these number 9 items fit into two catagories. Business as usual, and

decisions for the future. He said he thought there was a potential solution to bringing things forward on the agenda, and that was the idea of a Legislative Agenda that had been mention by Interim City Manager Lewcock during the interviews. He said he would like to have the rest of the Council consider having a presentation on this concept. C. Wright said he thought it had a lot of value and it would be a process to address the programmatic issues in a systemic way, and set priorities. He stated this would offer an option to deal with some of the number 9 issues by having them on the Legislative Agenda.

Interim City Manager Lewcock suggested that he would share the Legislative Agenda process with the Council during a future Study Session.

**Discussion and direction regarding the City Noise Ordinance. (Rianda)**

C. Rianda asked if there was interest in discussing the noise ordinance. She said it was frustrating for the public because the City was exempt from this regulation.

Council concurred to have the noise ordinance placed on a future meeting to discuss modifications.

**Mr. Metropulos, 815 Laurel Street**, said he would like to have this ordinance considered again to have some enforcement put into this ordinance because many residents do not abide by these regulations.

**ADJOURNMENT** – at this time, being 10:30P.M., this meeting was adjourned.

Kathy Kern

Belmont City Clerk

Meeting Tape Recorded

Tape No. 462

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